

# United States District Court

DISTRICT OF

*Massachusetts*

UNITED STATES OF AMERICA

V.

## WAIVER OF RULE 40 HEARINGS (Excluding Probation Cases)

*Gravis Cork*

Case Number:

*04-11-202 JLA*

I, *Gravis Cork*, understand that in the

*Northern* District of *Georgia*, charges are pending  
alleging violation of *18 U.S.C. 875(d) threatening communication* and that I have been  
arrested in this District and taken before a United States Magistrate, who informed me of the charge and of my  
right to:

(1) retain counsel or request the assignment of counsel if I am unable to retain counsel, (2) request transfer of the  
proceedings to this district pursuant to Rule 20, Fed. R. Crim. P., in order to plead guilty, (3) an identity hearing  
to determine if I am the person named in the charge, and (4) a preliminary examination (unless an indictment has  
been returned or an information filed) to determine whether there is probable cause to believe an offense has  
been committed by me, the hearing to be held either in this district or the district of prosecution.

I HEREBY WAIVE (GIVE UP) MY RIGHT TO A(N):

(☒) Identity hearing

( ) preliminary examination

( ) identity hearing and have been informed I have no right to a preliminary examination

(☒) identity hearing but request a preliminary examination be held in the prosecuting district

and, therefore, consent to the issuance of an order requiring my appearance in the prosecuting district where the  
charge is pending against me.

FILED  
In Open Court  
USDC, Mass.  
Date *5-19-04*  
By *[Signature]*  
Deputy Clerk

*[Signature]*  
Defendant

*5/19/04*  
Date

*[Signature]*  
Defense Counsel